

STATE OF CALIFORNIA
CALIFORNIA ENERGY COMMISSION

Business Meeting Minutes

of

October 6, 2004

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The meeting was called to order by Acting Chairman Boyd at 10:06 a.m.

The Pledge of Allegiance was led by Acting Chairman Boyd.

William J. Keese	Absent
Arthur Rosenfeld	Absent
James D. Boyd	Present
John L. Geesman	Present
Jackalyne Pfannenstiel	Present

1. CONSENT CALENDAR. (Items on the Consent Calendar will be taken up and voted on as a group. A Commissioner may request that an item be discussed and moved to later on the agenda).
 - a. COMMISSION CO-SPONSORSHIPS. Possible approval of two co-sponsorship requests for which the Energy Commission will provide money, staff time and the use of its name.
 - Succeeding with Home Performance 2005 training event, January 25-26, 2005, Marriott Hotel, San Ramon, California.
 - Lake Arrowhead Transportation-Land Use-Environment Connection, \$5,000, October 24-26, 2004, Lake Arrowhead, California.
 - b. INLAND EMPIRE UTILITIES AGENCY. Possible approval of Contract 400-02-005 Amendment 1, for a change in scope of work and a one-year no cost time extension. The change in the scope of work will lead to a reduction in overall project cost from \$8 million to \$6 million and an increase in biogas power production from 750-kilowatts to 1,500-kilowatts. There is also an additional six-month monitoring and testing period.
 - c. ASPEN ENVIRONMENTAL GROUP. Possible approval of Contract 700-02-004 Amendment 1, to allow the procurement of applicable software and/or software licenses to complete assigned work already described in the scope of work..
 - d. AMERICAN COUNCIL FOR AN ENERGY EFFICIENT ECONOMY. Possible approval of Contract 500-04-007 for \$20,000 to co-sponsor the 2004 Emerging Technologies Conference. (PIER funded)

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of the Consent Calendar. The vote was unanimous. (3-0)

2. LA PALOMA GENERATING PROJECT. Possible approval of a petition to clarify startup-shutdown parameters, increase startup NOx hourly emission limits, clarify ammonia injection requirements and other changes that affect air quality conditions of certification. (Docket No. 98-AFC-2C)

Commissioner Geesman moved and Commissioner Pfannenstiel seconded the La Paloma Generating Project petition. The vote was unanimous. (3-0)

3. BLYTHE TRANSMISSION LINE AMENDMENT. Assignment of a Siting Committee to oversee the six-month Blythe Transmission Line Amendment proceedings. (Docket No. 99-AFC-2C)

The item was moved to the October 20, 2004 Business Meeting.

4. ENERGY EFFICIENCY REVENUE BOND PROGRAM. Consideration and possible approval of a transfer of rights and responsibilities from the California Consumer Power and Conservation Financing Authority (CPA) to the California Infrastructure and Economic Development Bank (Infrastructure Bank) regarding the Energy Efficiency Series 2003a and future bonds.

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of the transfer of rights and responsibilities. The vote was unanimous. (3-0)

5. RECONCILIATION OF RETAILER CLAIMS, 2003 REPORT. Possible approval of the SB 1305 (Public Utilities Code Section 398-5(e)) report, Reconciliation of Retailer Claims, 2003, to be submitted to the California Public Utilities Commission about retail power source claims made to consumers.

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of the Reconciliation of Retailer Claims 2003 Report. The vote was unanimous. (3-0)

6. SITING RULEMAKING OIR. Consideration and possible adoption of an Order Instituting Rulemaking to adopt, repeal and amend various regulations pertaining to the Energy Commission's Rules of Practice and Site Certification.

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of an OIR pertaining to the Commission's Rules of Practice and Site Certification. The vote was unanimous. (3-0)

7. BRIAN T. CASTELLI. Possible approval of Contract 160-01-001 Amendment 1, for \$74,308, to extend the term and augment the Budget for the consultant to assist the Energy Commission in tracking important national energy policy developments and to advise the Commission on how to best represent the State's energy interests before Congress and Federal agencies. (ERPA funded)

Commissioner Pfannenstiel moved and Commissioner Geesman seconded approval of Contract 160-01-001 Amendment 1. The vote was unanimous. (3-0)

8. LAWRENCE BERKELEY NATIONAL LABORATORY. Possible approval of Contract 500-04-005 for \$600,000 to conduct research on residential ventilation technologies and to develop ventilation options for California homes, in support of the 2008 Title-24 Residential Building Energy Efficiency Standards. (PIER funded)

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of Contract 500-04-005. The vote was unanimous. (3-0)

9. BRUCE WILCOX. Possible approval of Contract 500-04-006 for \$965,053 with Bruce Wilcox, P.E., to lead a team that will conduct research on attic energy performance, evaporative cooling equipment performance and air handler fan efficiency, in support of the 2008 Title-24 Building Energy Efficiency Standards. (PIER funded)

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of Contract 500-04-006. The vote was unanimous. (3-0)

10. UNIVERSITY OF CALIFORNIA AT DAVIS, OFFICE OF THE CHANCELLOR FOR RESEARCH SPONSORED PROGRAMS. Possible approval of Contract 300-97-009 Amendment 8, for \$107,000, to add funds and extend the contract for one year (until December 31, 2005) for the Davis student interns to provide support for electric, natural gas and petroleum forecasting, demand and infrastructure analysis. (ERPA funded)

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of Contract 300-97-009 Amendment 8. The vote was unanimous. (3-0)

11. Minutes

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of the Minutes from the September 22, 2004 business meeting. The vote was unanimous. (3-0)

12. Commission Committee and Oversight

No reports were given.

13. Chief Counsel's Report

Chief Counsel William M. Chamberlain reported that oral argument in the 9th Circuit appeal of ARI v. CEC, concerning federal preemption of the Commission's appliance regulations, will be heard on November 1, 2004.

14. Executive Director's Report

Executive Director Bob Therkelsen spoke about his trip to NASEO.

15. Legislative Director's Report

No report was given.

16. Public Adviser's Report

No report was given.

17. Public Comment

No comments were received.

18. CALIFORNIA POWER AUTHORITY. Possible approval of an MOU, 400-04-005, transferring management of the Demand Reserves Partnership Program (DRPP) from the California Power Authority to the Energy Commission. This also authorizes the Executive Director to execute future contracts pursuant to the transfer program.

This item was moved to the October 20, 2004 Business Meeting.

19. CALIFORNIA INDEPENDENT SYSTEM OPERATOR SUBPOENA. Consideration and possible adoption of a subpoena directing the California Independent System Operator to provide data relevant to issues associated with resource adequacy for the summer of 2005.

Commissioner Geesman moved and Commissioner Pfannenstiel seconded approval of the Independent System Operator subpoena. The vote was unanimous. (3-0)

The meeting was adjourned at 10:59 a.m.

BETTY A. McCANN
Secretary to the Commission